

Patent Attorney Docket No. M0351-287806 Express Mail Label No. EV 517 996 359 US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

David H. Munn et al.

Appl. No.:

10/660,131

Art Unit:

1647

Filed:

September 11, 2003

Examiner:

Regina M. DeBerry

For:

Chemokine Receptor Antagonists as Therapeutic Agents

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (SUBMISSION AFTER FILING OF AN APPLICATION BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE OR CONCURRENTLY WITH A RULE 1.114 RCE APPLICATION)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO/SB/08A(s), attached hereto.

II. <u>COPIES</u> (check at least one box)

a.	This application was filed before June 30, 2003. Accordingly, submitted
	herewith is a legible copy of (i) each U.S. and foreign patent; (ii) each
	publication or that portion which caused it to be listed; and (iii) all other
	information or that portion which caused it to be listed.

		Express Mail Label No. EV 517 996 359 US		
b.	\boxtimes	This application was filed on or after June 30, 2003. Accordingly, copies of cited U.S. patents and patent application publications therefore are not included. Copies of foreign patent documents and non-patent literature are included.		
c.		Some or all of the documents listed on the PTO/SB/08A are not enclosed and copies should already be in the PTO file. If copies are needed, please contact the undersigned.		
		XPLANATION OF THE RELEVANCE st one box)		
a.	\boxtimes	DOCUMENTS IN THE ENGLISH LANGUAGE		
		The patents, publications, or other information listed on the attached PTO/SB/08A are in the English language and therefore, do not require a statement of relevancy.		
b.		DOCUMENTS NOT IN THE ENGLISH LANGUAGE		
		A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:		
c.		ENGLISH LANGUAGE SEARCH REPORT		
		An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).		
d.		OTHER		
		The following additional information is provided for the Examiner's		

III.

Patent

Attorney Docket No. M0351-287806

consideration.

<u>FEES</u>

IV.	\boxtimes		IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b): cone box)		
	a.		within three months of the filing date of a national application (37 C.F.R. § 1.97(b)(1)). No fee or statement is required. (This section is not to be used with RCE's.)		
	b.		within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or statement is required.		
	c.		concurrently with the filing of a Request for Continued Examination under § 1.114 (37 C.F.R. § 1.97(b)(4)). No fee or statement is required.		
	d.		before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or statement is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the statement under 37 C.F.R. § 1.97(e) below, or, if no statement has been made, charge our deposit account in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).		
V.			IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c): one box)		
	1.97(c	before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R 1.97(c)(1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.3 (See 37 C.F.R. § 1.97(c)(2)).			
	a.		No statement; therefore, a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).		
	b.		or See the statement below. No fee is required.		

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VI.		STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box)				
	The u	andersigned hereby states that				
	a.		each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or			
	b.		no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS.			
	c.		Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.			
VII.	PAYMENT OF FEES (check one box)					
		Payment by credit card Form PTO-2038 in the amount of \$180 required to C.F.R. § 1.17(p) is enclosed for the above-identified fee.				
			charge Deposit Account No. 16-1435 in the amount required by 37 C.F.R. (p) for the above-indicated fee. A triplicate copy of this paper is attached.			
	\boxtimes	No fee	e is required.			

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If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 16-1435.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 16-1435 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17.

Respectfully submitted,

KILPATRICK STOCKTON LLP

Cynthia B. Rothschild

Reg. No. 47,040

1001 West Fourth Street

Winston-Salem, NC 27101-2400

Attachment(s):

Documents

Fee

Other:

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

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TRADEUR S SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of

Complete if Known Application Number 10/660,131 Filing Date September 11, 2003 David H. Munn et al. First Named Inventor Art Unit 1647 Examiner Name Regina M. DeBerry M0351-287806 Attorney Docket Number

			U.S. PATENT	OCUMENTS	
Examiner Initials *	Cite No.1	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant
		Number - Kind Code ² (if known)	MM-DD-YYYY		Passages or Relevant Figures Appear
	1.	US- 6,645,491 B1	11/11/2003	Oldham et al.	
	2.	US- 2002/0138860 A1	09/26/2002	Cook et al.	
	3.	US- 2003/0017485 A1	01/23/2003	Wei et al.	
	4.	US- 2003/0077247 A1	04/24/2003	Caux et al.	
	5.	US- 2004/0023286 A1	02/05/2004	Wei	-
	6.	US- 2004/0042998 A1	03/04/2004	Oldham et al.	
	7.	US- 2006/0057559 A1	03/16/2006	Xu et al.	
		US-			
	T	US-			
		US-	-		

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T [€]
		Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)				

Examiner	Date	e
Signature	Con	sidered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. § Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. § Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.